

ISSUE DATE: December 7, 1998

DOCKET NO. E-002/M-98-988

ORDER GRANTING RECONSIDERATION FOR PURPOSES OF TOLLING STATUTORY
DEADLINE

BEFORE THE MINNESOTA PUBLIC UTILITIES COMMISSION

Edward A. Garvey
Joel Jacobs
Marshall Johnson
LeRoy Koppendrayner
Gregory Scott

Chair
Commissioner
Commissioner
Commissioner
Commissioner

In the Matter of the Petition of Northern States
Power Company for Approval of the Koch
Refining Company Transmission and
Distribution Tariff

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FOR PURPOSES OF TOLLING
STATUTORY DEADLINE

PROCEDURAL HISTORY

On September 29, 1998 the Commission issued its ORDER APPROVING AGREEMENT UNDER MINN. STAT. § 216B.1621 in this case.

On October 19, 1998 Northern States Power Company (NSP) filed a petition for reconsideration of the Order.

On October 29, 1998 Koch Refining Company, the Department of Public Service, and the Residential Utilities Division of the Office of the Attorney General filed comments opposing reconsideration.

A hearing on the petition was set for December 3, 1998. On December 2, 1998 NSP requested a continuance. The Company stated that it had informed the other parties of this request, that none of the parties opposed it, and that none of the parties objected to the Commission entering an Order granting reconsideration for the sole purpose of tolling the statutory deadline for Commission action.

On December 3, 1998 the matter came before the Commission.

FINDINGS AND CONCLUSIONS

Under Minn. Stat. § 216B.27, subd. 4, any petition for reconsideration not granted within 60 days is deemed denied.

Since the 60-day period expires December 18, rescheduling this matter could jeopardize the Commission's ability to complete its deliberations and issue an Order within the statutory time frame. The Commission will therefore grant reconsideration for the sole purpose of tolling the statutory deadline.

This action is unrelated to the merits of the petition, which are presently scheduled for hearing on December 9.

The Commission will so order.

ORDER

1. Northern States Power Company's petition for reconsideration is hereby granted for the sole purpose of tolling the statutory deadline.
2. The merits of the petition will be addressed in a later Order.
3. This Order shall become effective immediately.

BY ORDER OF THE COMMISSION

Burl W. Haar
Executive Secretary

(S E A L)

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